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Our Ref: 491-18/DPM

**Via ECF**

The Honorable Laura Taylor Swain  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

**MEMO ENDORSED**

**Re: *Luzar Trading S.A. v. Tradiverse Corporation,***  
**20-cv-623 (LTS)**

**-and-**

***Tradiverse Corporation v. Luzar Trading S.A.,***  
**20-cv-3387 (LTS)**

Dear Judge Swain:

We represent Luzar Trading S.A. (“Luzar”), which is the Petitioner in civil action no. 20-cv-623, and the Respondent in civil action no. 20-cv-3387. As the Court is aware, both of these related actions involve competing petitions to confirm/vacate final arbitration awards in two arbitration proceedings between Luzar and Tradiverse Corporation (“Tradiverse”). We write on a joint basis with counsel for Tradiverse in response to the Court’s Order dated May 6<sup>th</sup> (Dkt. 30 in 20-cv-623 & Dkt. 7 in 20-cv-3387) setting forth the parties’ respective “positions as to whether these two actions should be consolidated for briefing.”

While the parties do not object to the matters being heard as related actions, the briefing concerning Luzar’s Petition to Confirm/Tradiverse’s Cross-Petition to Vacate in case no. 20-cv-623 is now fully complete. As such, the parties do not believe that the two actions need to be

consolidated for briefing, other than to note that the parties agree that, to the extent this Court seeks to hear any oral arguments on the respective motions and petitions in the two cases, that the parties would consent to such arguments being held on the same date.

The parties have conferred and respectfully request that the Court enter the following briefing schedule on Tradiverse's Petition to Vacate/Luzar's contemplated Cross-Petition to Confirm in case no. 20-cv-3387:

- June 10 – Submission of Luzar's Memo of Law in Opposition to Tradiverse's Petition to Vacate/in Support of Luzar's Petition to Confirm
- July 8 – Submission of Tradiverse's Memo of Law in Reply to Luzar's Opposition to Tradiverse's Petition to Vacate/in Opposition to Luzar's Petition to Confirm
- July 22 – Submission of Luzar's Memo of Law in Reply to Tradiverse's Opposition to Luzar's Petition to Confirm

We thank the Court for its attention to this matter.

Respectfully submitted,  
FREEHILL, HOGAN & MAHAR LLP

/s/ Michael J. Dehart

Don P. Murnane, Jr.  
Michael J. Dehart

The proposed briefing schedule for 20 CV 3387 is approved, and the May 22, 2020, conference in 20 CV 623 is adjourned sine die. The matters in both cases will be taken on submission unless the Court decides to hear oral argument, in which case an order scheduling argument will be entered. The Clerk of Court is requested to docket this endorsed order in each of the above-captioned cases.

SO ORDERED.

5/15/2020

/s/ Laura Taylor Swain, USDJ